



Rep. Donald L. Moffitt

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LRB097 09107 RPM 52812 a

1 AMENDMENT TO HOUSE BILL 3255

2 AMENDMENT NO. _____. Amend House Bill 3255, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Emergency Medical Services (EMS) Systems
6 Act is amended by changing Section 3.50 and 3.60 as follows:

7 (210 ILCS 50/3.50)

8 Sec. 3.50. Emergency Medical Technician (EMT) Licensure.

9 (a) "Emergency Medical Technician-Basic" or "EMT-B" means
10 a person who has successfully completed a course of instruction
11 in basic life support as prescribed by the Department, is
12 currently licensed by the Department in accordance with
13 standards prescribed by this Act and rules adopted by the
14 Department pursuant to this Act, and practices within an EMS
15 System.

16 (b) "Emergency Medical Technician-Intermediate" or "EMT-I"

1 means a person who has successfully completed a course of
2 instruction in intermediate life support as prescribed by the
3 Department, is currently licensed by the Department in
4 accordance with standards prescribed by this Act and rules
5 adopted by the Department pursuant to this Act, and practices
6 within an Intermediate or Advanced Life Support EMS System.

7 (c) "Emergency Medical Technician-Paramedic" or "EMT-P"
8 means a person who has successfully completed a course of
9 instruction in advanced life support care as prescribed by the
10 Department, is licensed by the Department in accordance with
11 standards prescribed by this Act and rules adopted by the
12 Department pursuant to this Act, and practices within an
13 Advanced Life Support EMS System.

14 (d) The Department shall have the authority and
15 responsibility to:

16 (1) Prescribe education and training requirements,
17 which includes training in the use of epinephrine, for all
18 levels of EMT, based on the respective national curricula
19 of the United States Department of Transportation and any
20 modifications to such curricula specified by the
21 Department through rules adopted pursuant to this Act.

22 (2) Prescribe licensure testing requirements for all
23 levels of EMT, which shall include a requirement that all
24 phases of instruction, training, and field experience be
25 completed before taking the EMT licensure examination.
26 Candidates may elect to take the National Registry of

1 Emergency Medical Technicians examination in lieu of the
2 Department's examination, but are responsible for making
3 their own arrangements for taking the National Registry
4 examination.

5 (2.5) Review applications for EMT licensure from
6 honorably discharged members of the armed forces of the
7 United States with military emergency medical training.
8 Applications shall be filed with the Department within one
9 year after military discharge and shall contain: (i) proof
10 of successful completion of military emergency medical
11 training; (ii) a detailed description of the emergency
12 medical curriculum completed; and (iii) a detailed
13 description of the applicant's clinical experience. The
14 Department may request additional and clarifying
15 information. The Department shall evaluate the
16 application, including the applicant's training and
17 experience, consistent with the standards set forth under
18 subsections (a), (b), (c), and (d) of Section 3.10. If the
19 application clearly demonstrates that the training and
20 experience meets such standards, the Department shall
21 offer the applicant the opportunity to successfully
22 complete a Department-approved EMT examination for which
23 the applicant is qualified. Upon passage of an examination,
24 the Department shall issue a license, which shall be
25 subject to all provisions of this Act that are otherwise
26 applicable to the class of EMT license issued.

1 (3) License individuals as an EMT-B, EMT-I, or EMT-P
2 who have met the Department's education, training and
3 examination requirements.

4 (4) Prescribe annual continuing education and
5 relicensure requirements for all levels of EMT.

6 (5) Relicense individuals as an EMT-B, EMT-I, or EMT-P
7 every 4 years, based on their compliance with continuing
8 education and relicensure requirements. An Illinois
9 licensed Emergency Medical Technician whose license has
10 been expired for less than 36 months may apply for
11 reinstatement by the Department. Reinstatement shall
12 require that the applicant (i) submit satisfactory proof of
13 completion of continuing medical education and clinical
14 requirements to be prescribed by the Department in an
15 administrative rule; (ii) submit a positive recommendation
16 from an Illinois EMS Medical Director attesting to the
17 applicant's qualifications for retesting; and (iii) pass a
18 Department approved test for the level of EMT license
19 sought to be reinstated.

20 (6) Grant inactive status to any EMT who qualifies,
21 based on standards and procedures established by the
22 Department in rules adopted pursuant to this Act.

23 (7) Charge a fee for EMT examination, licensure, and
24 license renewal.

25 (8) Suspend, revoke, or refuse to issue or renew the
26 license of any licensee, after an opportunity for an

1 impartial hearing before a neutral administrative law
2 judge appointed by the Director, where the preponderance of
3 the evidence shows one or more of the following:

4 (A) The licensee has not met continuing education
5 or relicensure requirements as prescribed by the
6 Department;

7 (B) The licensee has failed to maintain
8 proficiency in the level of skills for which he or she
9 is licensed;

10 (C) The licensee, during the provision of medical
11 services, engaged in dishonorable, unethical, or
12 unprofessional conduct of a character likely to
13 deceive, defraud, or harm the public;

14 (D) The licensee has failed to maintain or has
15 violated standards of performance and conduct as
16 prescribed by the Department in rules adopted pursuant
17 to this Act or his or her EMS System's Program Plan;

18 (E) The licensee is physically impaired to the
19 extent that he or she cannot physically perform the
20 skills and functions for which he or she is licensed,
21 as verified by a physician, unless the person is on
22 inactive status pursuant to Department regulations;

23 (F) The licensee is mentally impaired to the extent
24 that he or she cannot exercise the appropriate
25 judgment, skill and safety for performing the
26 functions for which he or she is licensed, as verified

1 by a physician, unless the person is on inactive status
2 pursuant to Department regulations;

3 (G) The licensee has violated this Act or any rule
4 adopted by the Department pursuant to this Act; or

5 (H) The licensee has been convicted (or entered a
6 plea of guilty or nolo-contendere) by a court of
7 competent jurisdiction of a Class X, Class 1, or Class
8 2 felony in this State or an out-of-state equivalent
9 offense.

10 (9) An EMT who exclusively serves as a volunteer for
11 units of local government with a population base of less
12 than 5,000 or as a volunteer for a not-for-profit
13 organization that serves a service area with a population
14 base of less than 5,000 may submit an application to the
15 Department for a waiver of these fees on a form prescribed
16 by the Department.

17 The education requirements prescribed by the Department
18 under this subsection must allow for the suspension of those
19 requirements in the case of a member of the armed services or
20 reserve forces of the United States or a member of the Illinois
21 National Guard who is on active duty pursuant to an executive
22 order of the President of the United States, an act of the
23 Congress of the United States, or an order of the Governor at
24 the time that the member would otherwise be required to fulfill
25 a particular education requirement. Such a person must fulfill
26 the education requirement within 6 months after his or her

1 release from active duty.

2 (e) In the event that any rule of the Department or an EMS
3 Medical Director that requires testing for drug use as a
4 condition for EMT licensure conflicts with or duplicates a
5 provision of a collective bargaining agreement that requires
6 testing for drug use, that rule shall not apply to any person
7 covered by the collective bargaining agreement.

8 (Source: P.A. 96-540, eff. 8-17-09; 96-1149, eff. 7-21-10;
9 96-1469, eff. 1-1-11; revised 9-16-10.)

10 (210 ILCS 50/3.60)

11 Sec. 3.60. First Responder.

12 (a) "First Responder" means a person who has successfully
13 completed a course of instruction in emergency first response
14 as prescribed by the Department, who provides first response
15 services prior to the arrival of an ambulance or specialized
16 emergency medical services vehicle, in accordance with the
17 level of care established in the emergency first response
18 course. A First Responder who provides such services as part of
19 an EMS System response plan which utilizes First Responders as
20 the personnel dispatched to the scene of an emergency to
21 provide initial emergency medical care shall comply with the
22 applicable sections of the Program Plan of that EMS System.

23 Persons who have already completed a course of instruction
24 in emergency first response based on or equivalent to the
25 national curriculum of the United States Department of

1 Transportation, or as otherwise previously recognized by the
2 Department, shall be considered First Responders on the
3 effective date of this amendatory Act of 1995.

4 (b) The Department shall have the authority and
5 responsibility to:

6 (1) Prescribe education requirements for the First
7 Responder, which meet or exceed the national curriculum of
8 the United States Department of Transportation, through
9 rules adopted pursuant to this Act.

10 (2) Prescribe a standard set of equipment for use
11 during first response services. An individual First
12 Responder shall not be required to maintain his or her own
13 set of such equipment, provided he or she has access to
14 such equipment during a first response call.

15 (3) Require the First Responder to notify the
16 Department of any EMS System in which he or she
17 participates as dispatched personnel as described in
18 subsection (a).

19 (4) Require the First Responder to comply with the
20 applicable sections of the Program Plans for those Systems.

21 (5) Require the First Responder to keep the Department
22 currently informed as to who employs him or her and who
23 supervises his or her activities as a First Responder.

24 (6) Establish a mechanism for phasing in the First
25 Responder requirements over a 5-year period.

26 (7) Charge each First Responder applicant a fee for

1 testing, initial licensure, and license renewal. A First
2 Responder who exclusively serves as a volunteer for units
3 of local government or a not-for-profit organization that
4 serves a service area with a population base of less than
5 5,000 may submit an application to the Department for a
6 waiver of these fees on a form prescribed by the
7 Department. These fees shall not apply to officers of the
8 Illinois State Police who are First Responders pursuant to
9 their employment.

10 (Source: P.A. 96-1469, eff. 1-1-11.)".